



DEPARTMENT OF EDUCATION

[Docket No.: ED-2023-SCC-0108]

**Agency Information Collection Activities; Comment Request; Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance**

**AGENCY:** Office of Civil Rights (OCR), Department of Education (ED).

**ACTION:** Notice.

**SUMMARY:** In accordance with the Paperwork Reduction Act (PRA) of 1995, the Department is proposing a revision of a currently approved information collection request (ICR).

**DATES:** Interested persons are invited to submit comments on or before [INSERT DATE 60 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER].

**ADDRESSES:** To access and review all the documents related to the information collection listed in this notice, please use <http://www.regulations.gov> by searching the Docket ID number ED-2023-SCC-0108. Comments submitted in response to this notice should be submitted electronically through the Federal eRulemaking Portal at <http://www.regulations.gov> by selecting the Docket ID number or via postal mail, commercial delivery, or hand delivery. If the [www.regulations.gov](http://www.regulations.gov) site is not available to the public for any reason, the Department will temporarily accept comments at [ICDocketMgr@ed.gov](mailto:ICDocketMgr@ed.gov). Please include the docket ID number and the title of the information collection request when requesting documents or submitting comments. Please note that comments submitted after the comment period will not be accepted. Written requests for information or comments submitted by postal mail or delivery should be addressed to the Manager of the Strategic Collections and Clearance

Governance and Strategy Division, U.S. Department of Education, 400 Maryland Ave, SW, LBJ, Room 6W203, Washington, D.C. 20202-8240.

**FOR FURTHER INFORMATION CONTACT:** For specific questions related to collection activities, please contact Alice Yao, 202-245-8337.

**SUPPLEMENTARY INFORMATION:** The Department, in accordance with the Paperwork Reduction Act of 1995 (PRA) (44 U.S.C. 3506(c)(2)(A)), provides the general public and Federal agencies with an opportunity to comment on proposed, revised, and continuing collections of information. This helps the Department assess the impact of its information collection requirements and minimize the public's reporting burden. It also helps the public understand the Department's information collection requirements and provide the requested data in the desired format. The Department is soliciting comments on the proposed information collection request (ICR) that is described below. The Department is especially interested in public comment addressing the following issues: (1) is this collection necessary to the proper functions of the Department; (2) will this information be processed and used in a timely manner; (3) is the estimate of burden accurate; (4) how might the Department enhance the quality, utility, and clarity of the information to be collected; and (5) how might the Department minimize the burden of this collection on the respondents, including through the use of information technology. Please note that written comments received in response to this notice will be considered public records.

*Title of Collection:* Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance

*OMB Control Number:* 1870-0505

*Type of Review:* A revision of a currently approved ICR

*Respondents / Affected Public:* Private Sector; State, Local, and Tribal Governments

*Total Estimated Number of Annual Responses:* 24,785

*Total Estimated Number of Annual Burden Hours: 598,982*

*Abstract:* The U.S. Department of Education (the Department) published a Notice of Proposed Rulemaking for the Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance (title IX NPRM) to propose amendments to the Department's implementing regulations for title IX of the Education Amendments of 1972. The Department's proposed regulations would require a recipient to maintain various documents regarding its title IX activities for a period of at least seven years. These requirements are specified in proposed 34 CFR 106.8(f). Recipients impacted by the proposed regulations include local educational agencies, institutes of higher education and other entities that receive Federal grant funds from the Department. The information collected would allow recipients and the Department to assess on a longitudinal basis whether a recipient is complying with the Department's title IX regulations when it has information about sex discrimination, the prevalence of sex discrimination affecting access to a recipient's education program or activity, and whether additional or different training is necessary for the recipient to fulfill its obligations under title IX.

**Dated:** June 15, 2023.

**Stephanie Valentine,**

*PRA Coordinator,*

*Strategic Collections and Clearance*

*Governance and Strategy Division*

*Office of Chief Data Officer*

*Office of Planning, Evaluation and Policy Development*